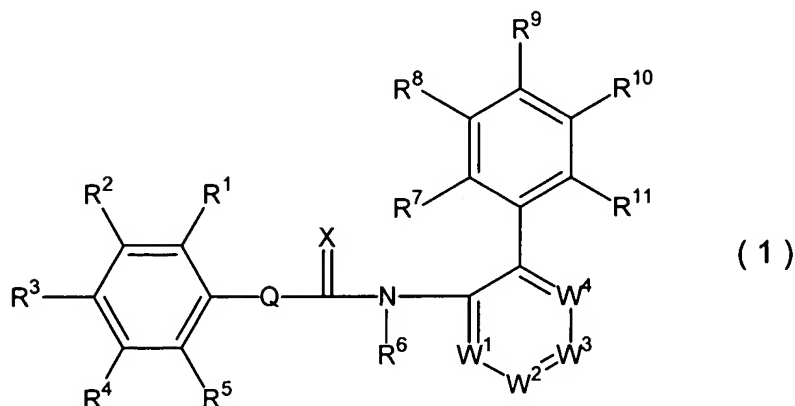


AMENDMENTS TO THE CLAIMS

1. (Original) A phenylpyridine compound represented by the formula (1):



[, wherein, in the formula, R^1 , R^2 , R^3 , R^4 and R^5 independently represent a hydrogen atom, a halogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C2-C6 alkenyl group, a C2-C6 haloalkenyl group, a C2-C6 alkynyl group, a C2-C6 haloalkynyl group, a C1-C6 alkoxy group, a C1-C6 haloalkoxy group, a C3-C6 alkenyloxy group, a C3-C6 haloalkenyloxy group, a C3-C6 alkynyloxy group, a C3-C6 haloalkynyloxy group, a C1-C6 alkylthio group, a C1-C6 haloalkylthio group, a C3-C6 cycloalkyl group, a C3-C6 cycloalkoxy group or a cyano group; both of R^2 and R^3 may be combined to represent a trimethylene, a tetramethylene or $-\text{CH}=\text{CH}-\text{CH}=\text{CH}-$;

R^6 represents a hydrogen atom or a C1-C3 alkyl group;

R^7 , R^8 and R^{11} independently represent a hydrogen atom, a halogen atom or a C1-C3 alkyl group;

R^9 and R^{10} independently represent a hydroxyl group, a halogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C2-C6 alkenyl group, a C2-C6 haloalkenyl group, a C2-C6 alkynyl group, a C2-C6 haloalkynyl group, a C2-C6 cyanoalkyl group, a C1-C6 alkoxy group, a C1-C6 haloalkoxy group, a C3-C6 alkenyloxy group, a C3-C6 haloalkenyloxy group, a C3-C6

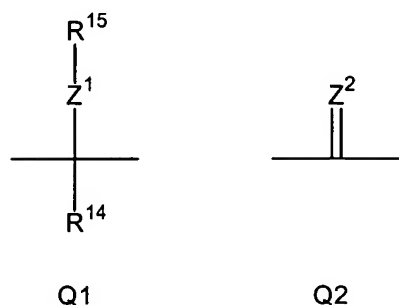
alkynyloxy group, a C3-C6 haloalkynyloxy group, a C2-C6 cyanoalkyloxy group, a C1-C6 alkylthio group, a C1-C6 haloalkylthio group, a C3-C6 cycloalkyl group, a C3-C6 cycloalkoxy group, a nitro group, a benzyl group or a cyano group;

$W^1-W^2=W^3-W^4$ represents $N-CR^{21}=CR^{22}-CR^{23}$, $CR^{24}-N=CR^{25}-CR^{26}$, $CR^{27}-CR^{28}=N-CR^{29}$ or $CR^{30}-CR^{31}=CR^{32}-N$

{in which R^{21} , R^{22} , R^{23} , R^{24} , R^{25} , R^{26} , R^{27} , R^{28} , R^{29} , R^{30} , R^{31} and R^{32} independently represent a hydrogen atom, a halogen atom, a C1-C3 alkyl group, a C1-C3 alkoxy group or a C1-C3 haloalkyl group};

X represents an oxygen atom or a sulfur atom;

Q represents a group illustrated by the following formulas of Q1 or Q2



{in which R^{14} represents a hydrogen atom or a C1-C3 alkyl group,

R^{15} represents a hydrogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C3-C6 alkenyl group, a C3-C6 haloalkenyl group, a C3-C6 alkynyl group, a C3-C6 haloalkynyl group, a C3-C6 cycloalkyl group, a (C1-C6 alkyl)carbonyl group, a (C1-C6 haloalkyl)carbonyl group, a (C1-C6 alkoxy)carbonyl group, a (C1-C6 haloalkoxy)carbonyl group, a (C3-C6 alkenyloxy)carbonyl group, a (C3-C6 haloalkenyloxy)carbonyl group, a (C3-C6 alkynyloxy)carbonyl group, a (C3-C6 haloalkynyloxy)carbonyl group or a C1-C3 alkylsulfonyl group,

Z^1 represents an oxygen atom or a sulfur atom,

Z^2 represents an oxygen atom, NOR^{16} (in which R^{16} represents a hydrogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C3-C6 alkenyl group, a C3-C6 haloalkenyl group, a C3-C6 alkynyl group, a C3-C6 haloalkynyl group or a C3-C6 cycloalkyl group), $CR^{17}R^{18}$ (in which R^{17} represents a halogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C1-C6 alkoxy group, a C1-C6 haloalkoxy group, a C3-C6 alkenyloxy group, a C3-C6 haloalkenyloxy group, a C3-C6 alkynyloxy group, a C3-C6 haloalkynyloxy group or a C3-C6 cycloalkyloxy group and R^{18} represents a hydrogen atom, a halogen atom, a C1-C6 alkyl group or a C1-C6 haloalkyl group) or $NNR^{19}R^{20}$ (in which R^{19} and R^{20} independently represent a hydrogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C3-C6 alkenyl group, a C3-C6 haloalkenyl group, a C3-C6 alkynyl group or a C3-C6 cycloalkyl group)}].

2. (Original) The phenylpyridine compound according to claim 1, wherein X is an oxygen atom.
3. (Original) The phenylpyridine compound according to any one of claim 1 or 2, wherein R^6 is a hydrogen atom.
4. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 3~~ claim 1, wherein Q is Q1, R^{14} is a hydrogen atom and Z^1 is an oxygen atom.
5. (Original) The phenylpyridine compound according to claim 4, wherein R^{15} is a hydrogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C3-C6 alkenyl group, a C3-C6

haloalkenyl group, a C3-C6 alkynyl group, a C3-C6 haloalkynyl group or a C3-C6 cycloalkyl group.

6. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 3~~ claim 1, wherein Q is Q₂ and Z² is NOR¹⁶ (in which R¹⁶ is a hydrogen atom, a C1-C6 alkyl group, a C1-C6 haloalkyl group, a C3-C6 alkenyl group, a C3-C6 haloalkenyl group, a C3-C6 alkynyl group, a C3-C6 haloalkynyl group or a C3-C6 cycloalkyl group).
7. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 6~~ claim 1, wherein R¹, R⁴ and R⁵ are hydrogen atoms.
8. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 6~~ claim 1, wherein R¹, R⁴ and R⁵ are hydrogen atoms and R² is a hydrogen atom, a halogen atom, a C1-C6 alkyl group, a C2-C6 alkenyl group, a C3-C6 alkynyl group, a C1-C6 alkoxy group, a C3-C6 alkenyloxy group, a C3-C6 alkynyloxy group, a C1-C6 alkylthio group, a C3-C6 cycloalkyl group, a C3-C6 cycloalkoxy group or a cyano group.
9. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 6~~ claim 1, wherein R¹, R², R⁴ and R⁵ are hydrogen atoms.
10. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 9~~ claim 1, wherein each of R⁹ and R¹⁰ is a C1-C6 alkoxy group, a C1-C6 haloalkoxy group, a C3-

C6 alkenyloxy group, a C3-C6 haloalkenyloxy group, a C3-C6 alkynyloxy group, a C3-C6 haloalkynyloxy group, a C2-C6 cyanoalkyloxy group or a C3-C6 cycloalkoxy group.

11. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 9~~ claim 1, wherein each of R⁹ and R¹⁰ is a C1-C4 alkoxy group.

12. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 9~~ claim 1, wherein R⁹ and R¹⁰ are methoxy groups.

13. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 12~~ claim 1, wherein R⁷, R⁸ and R¹¹ are hydrogen atoms.

14. (Currently Amended) The phenylpyridine compound according to ~~any one of claim 1 to 13~~ claim 1, wherein W¹-W²=W³-W⁴ is N-CH=CH-CH, CH-N=CH-CH, CH-CH=N-CH or CH-CH=CH-N.

15. (Currently Amended) A fungicidal composition comprising the phenylpyridine compound according to ~~any one of claim 1 to 14~~ claim 1 and a carrier.

16. (Currently Amended) A method for controlling plant diseases comprising applying of the phenylpyridine compound according to ~~any one of claim 1 to 14~~ claim 1 for plants or soils.